

**UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF TEXAS  
SHERMAN DIVISION**

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Billy Walker,

Plaintiff,

v.

Joseph, Mann & Creed,

Defendant.

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Civil Action No.: 4:13-cv-00028-RAS

**NOTICE OF WITHDRAWAL OF COMPLAINT AND VOLUNTARY  
DISMISSAL OF ACTION WITHOUT PREJUDICE  
PURSUANT TO RULE 41(a)**

Billy Walker ("Plaintiff"), by Plaintiff's attorney, hereby withdraws the complaint and voluntarily dismisses this action, without prejudice, pursuant to Fed. R. Civ. P. 41(a)(1)(A)(i).

Dated: February 1, 2013

Respectfully submitted,

By /s/Jody B. Burton

Jody B. Burton, Esq.  
Bar No.: 71681  
LEMBERG & ASSOCIATES L.L.C.  
1100 Summer Street, 3<sup>rd</sup> Floor  
Stamford, CT 06905  
Telephone: (203) 653-2250  
Facsimile: (203) 653-3424  
E-mail: jburton@leberglaw.com  
Attorneys for Plaintiff

**CERTIFICATE OF SERVICE**

I hereby certify that on February 1, 2013, a true and correct copy of the foregoing Notice of Withdrawal was served electronically by the U.S. District Court Eastern District of Texas Electronic Document Filing System (ECF) and that the document is available on the ECF system.

By /s/Jody B. Burton  
Jody B. Burton, Esq.